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September 5, 2003

Ms. Marlene Dortch Office of the Secretary Federal Communications Commission 445 Twelfth Street, S.W. 12th Street Lobby - TW - A325 Washington, D.C. 20554

> Re: Petition for Rule Making Howard, Kansas

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of a Petition for Rule Making to add Channel 247C3 at Howard, Kansas.

Respectfully submitted,

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205 (214) 520-7077 Tele (214) 443-9308 Fax

HowardCover

7M-MB 03-310

Before the Federal Communications Commission Washington, D.C. 20554

In the Matter of)		
)		
Amendment of 73.202 (b))	MB Docket No	
Table of Allotments)		
FM Broadcast Stations)		
(Howard, KS)		

To: John Karousos, Assistant Chief Audio Division of the Media Bureau

PETITION FOR RULE MAKING

Pursuant to 47 C.F.R. 1.401, Charles Crawford respectfully petitions the FCC to institute a Rule Making proceeding to amend the FM Table of Allotments to add Channel 247C3 at Howard, Kansas.

DISCUSSION

Petitioner respectfully submits that the public interest would be served by allocating Channel 247C3 to Howard, Kansas as that community's first local service. Howard, Kansas is an incorporated city with a population of 808. Howard has its own mayor, its own city hall, its own junior and senior high schools, fire department, police department, Donald Rice Chief of Police, post office and a number of local churches. Howard is a community that is certainly deserving of an FM service. The proposed channel 247C3 will provide additional diversity and an outlet for local self-expression to Howard residents and therefore is in the public interest.

In order for Channel 247C3 to be allotted to Howard, Kansas, station KMOD Channel 248C at Tulsa, Oklahoma must be reclassified to a CO. ($\underline{\text{See}}$, Attachment A, Request to Reclassify Statement for KMOD)

¹ U.S. Census 2000

Attached hereto is a channel study confirming that Channel 247C3 can be allocated to Howard, Kansas, consistent with the FCC's FM separation rules. See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992). (See, Attachment B)

Reference coordinates for Channel 247C3 at Howard, Kansas are:

37 39 33 N 96 12 56 W

Should this petition be granted and Channel 247C3 be allotted to Howard, Kansas, Petitioner will apply for Channel 247C3 at Howard and after it is authorized, will promptly construct the new facility.

The factual information provided in this Petition for Rule Making is correct and true to the best of my knowledge.

Respectfully submitted,

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205 (214) 520-7077

(214) 443-9308

Tele Fax

cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite 600, 1050 17th Street, N.W., Washington, D.C. 20036, telephone (202) 496-1289, telecopier (301) 762-0156, attorney for Charles Crawford. It is requested that the Commission and any parties who may file pleadings in the captioned matter serve copies to Mr. Bechtel as well as Charles Crawford.

Attachment A

Charles Crawford 4553 Bordeaux Ave. Dallas, Texas 75205

Petition for Rule Making FM Channel 247C3 Howard, Kansas September 5, 2003

Attachment A

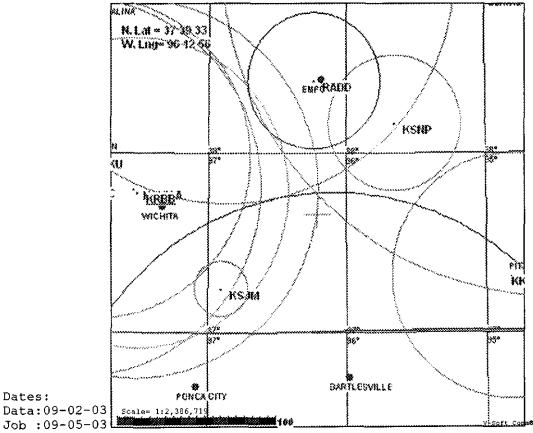
Request to Reclassify
Station KMOD(FM), Tulsa, Oklahoma
Pursuant to MM Docket 98-93

Radio Station KMOD(FM), Tulsa, Oklahoma is licensed to Clear Channel Broadcasting Licenses, Inc., 2625 South Memorial Drive, Suite A, Tulsa, Oklahoma 74129, (Facility ID 11957), FCC File No. BLH 19861222KF. The facility operates with a power of 100 kilowatts with center of radiation 405 meters height above average terrain. The above captioned Docket 98-93 provides the mechanism to automatically downgrade a Class C facility to Class C0 when a demand is made for the spectrum, as is the case here. Charles Crawford respectfully requests that the license of Radio Station KMOD(FM) be modified to specify operation on FM Channel 248C0 instead of on FM Channel 248C in accordance with the above Docket which provides for such downgrades when a demand for the unused spectrum is made, as is the case here.

Charles Crawford, the proponent of Channel 247C3 at Howard, Kansas, in accordance with the above Docket, formally requests that the Commission reclassify Radio Station KMOD(FM) as a Class C0 facility. Charles Crawford certifies that no alternative channel is available for the service he proposes at Howard, Kansas as is proposed in the Petition for Rule Making. A copy of this Petition for Rule Making is being served on Clear Channel Broadcasting Licenses, Inc., as is required in the above Docket.

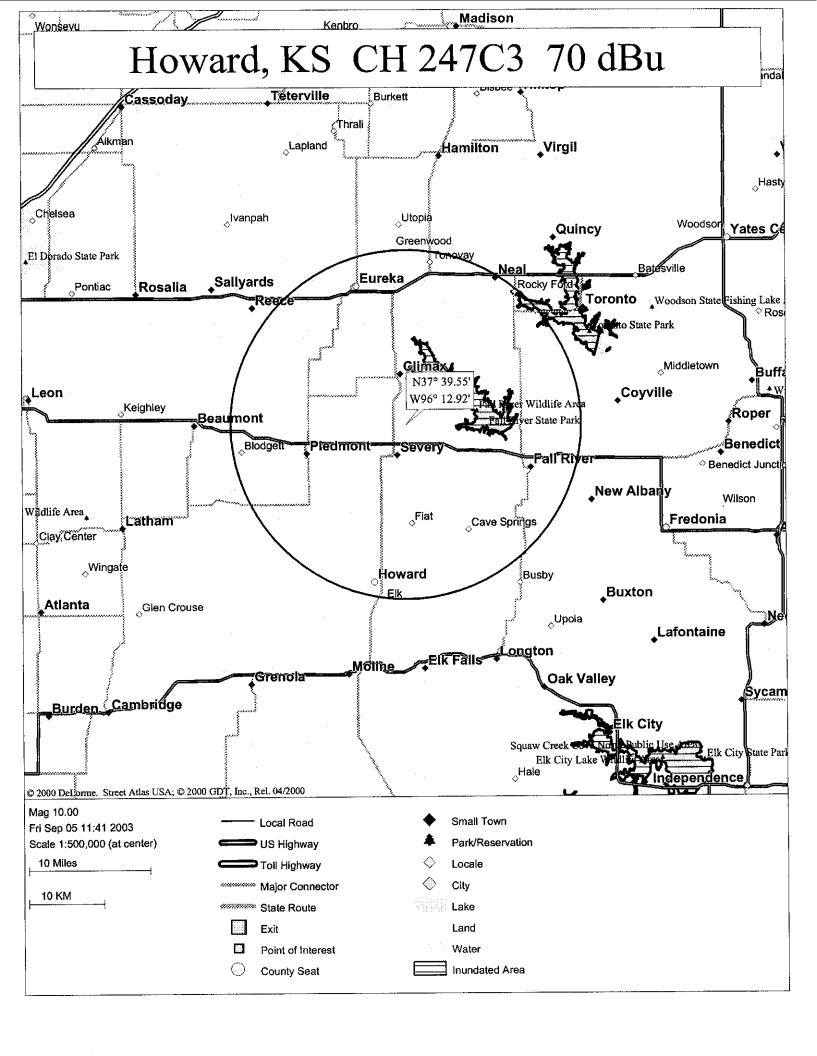
Charles Crawford

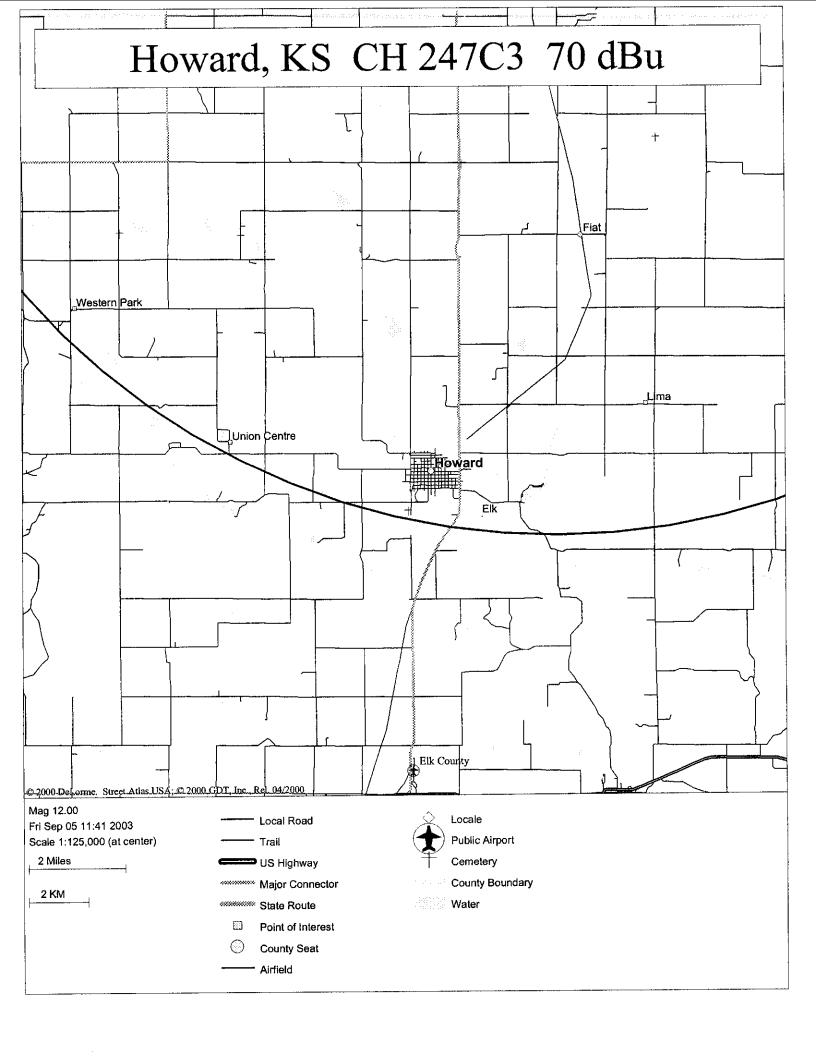
Attachment B



Dates:

Call	CH#	Туре	Location		D-KM	Azi	FCC	Margin
KMODFM KSKU.A KZPL KJCKFM KRBB KSNP KSKU.C RADD	248C* 246C2 247C1 248C1 250C* 249A 246C2 244A	LIC APP LIC N LIC LIC LIC CP ADD	Tulsa Hutchinson Lee's Summit Junction City Wichita Burlington Hutchinson Emporia	OK KS MO KS KS KS	162.69 117.15 220.15 161.02 114.92 75.21 153.45 82.91	176.3 277.9 43.1 339.4 277.0 40.9 276.4 358.7	176.0 117.0 211.0 144.0 96.0 42.0 117.0 42.0	-13.31 0.15 9.15 17.02 18.92 33.21 36.45 40.91
KSKU	246C3							
KSKU.C	246C2	CP	Hutchinson	KS	153.45	276.4	117.0	36.45
KSKU KKOWFM	246C3 245C1	LIC LIC	Hutchinson Pittsburg	KS KS	145.65 129.61	284.0 106.9	99.0 76.0	46.65 53.61
KSJM	300C2	LIC	Winfield	KS	76.41	233,1	17.0	59.41





CERTIFICATE OF SERVICE

I, Charles Crawford, hereby certify that on this 5th day of September, 2003, I caused copies of the foregoing "Petition for Rule making for Howard, Kansas" to be placed in the U.S. Postal Service, first class postage prepaid, addressed to the following persons:

Mr. Marlene Dortch Office of the Secretary Federal Communications Commission 445 Twelfth Street, S.W. 12th Street Lobby-TW-A325 Washington, D.C. 20554

Gene Bechtel, Esq.
Law Offices of Gene Bechtel, P.C.
1050 17th Street, N.W., Suite 600
Washington, D.C. 20036-5517
(Counsel for Petitioner)

Clear Channel Broadcasting Licenses, Inc. Station KMOD 2625 South Memorial Drive, Suite A Tulsa, OK 74129

Charles Crawford

Howard